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August 28, 2001

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ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Attention: Box Missing Parts
Application Processing Division
Special Processing and Correspondence Branch

Re: U.S. Patent Application
Applicant(s) : Brian Sorrentino and John Schuetz
Serial No. : 09/866,866
Filed : May 29, 2001
Title : METHOD OF IDENTIFYING AND/OR
ISOLATING STEM CELLS AND
PROGNOSING RESPONSIVENESS TO
LEUKEMIA TREATMENT
Docket No. : 1340-1-021CIP2

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to BOX MISSING PARTS, ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231 on August 28, 2001.

Michael D. Davis Reg. No. 39,161
(Name of Registered Representative)

Betty Schultz 8/28/01
(Signature and Date)

SUBMISSION OF MISSING PARTS OF APPLICATION
UNDER 37 CFR 1.53(d)

Sir:

Responsive to the Notice to File Missing Parts of Application dated July 20, 2001, (copy enclosed) under 37 CFR 1.53(d), Applicants submit herewith the following:

1. A combined Declaration and Power of Attorney making reference to the above-identified

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application, and in compliance with 37 CFR 1.63;

3. A paper copy of a Sequence Listing for insertion into the Application.
4. A copy of the Sequence Listing in computer readable form (ASCII text), submitted on a 3½" floppy disk compatible with IBM format.
5. A statement in support of the filing and submission of a Sequence Listing in accordance with 37 CFR 1.821 - 1.825.
6. A copy of the RAW SEQUENCE LISTING ERROR REPORT and the VERIFICATION SUMMARY REPORT from the Checker Program.
7. A check in the amount of \$540.00, covering the following:
 - (a) Filing Fee under 37 CFR 1.16 (including multiple dependent claims) ; 475.00
 - (b) Surcharge under 37 CFR 1.16 ; 65.00
 - (c) Small entity status is entitled to be asserted for the above-identified application under 37 C.F.R. §1.27(c).

The time set for this response is September 20, 2001.

A correct Filing Receipt reflecting the above and attached information is requested.

Applicants hereby authorize that any charges in addition to the above authorized that relate to the filing and processing of the present Application in accordance with 37 CFR 1.16 and 1.17 may be charged to Deposit Account No. 11-1153.

Respectfully submitted,



MICHAEL D. DAVIS
Attorney for Applicant(s)
Registration No. 39,161

MDD/bls
Enclosures

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/866.866	05/29/2001	Brian Sorrentino	1340-1-021CIP2

23565
KLAUBER & JACKSON
411 HACKENSACK AVENUE
HACKENSACK, NJ 07601



FORMALITIES LETTER



OC000000006325334

Date Mailed: 07/20/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 355 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$120.
 - \$120 for 3 independent claims over 3 .
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 540.**
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

a statement that the content
identical to the written (on paper
matter, as required by 37 CFR

01 FC:201
02 FC:205
03 FC:202

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A copy of this notice MUST be returned with the reply.

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PART 2 - COPY TO BE RETURNED WITH RESPONSE